



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

FEB 15 1995

MEMORANDUM

SUBJECT: Removal of NFRAP Sites from CERCLIS
(Followup to February 7, 1995 memo)

FROM: Stephen D. Luftig, Acting Director
Office of Emergency and Remedial Response

Steve Luftig

TO: Director, Waste Management Division
Regions I, IV, V, VII
Director, Emergency and Remedial Response Division
Region II
Director, Hazardous Waste Management Division
Regions III, VI, VIII, IX
Director, Hazardous Waste Division
Region X

PURPOSE:

The purpose of this memorandum is to update information provided to you on February 7, 1995. We have revised the suggested language for response to FOIA requests (See revised Attachment A). This update was transmitted to Regional Site Assessment Section Chiefs, FOIA Coordinators, and Information Management Coordinators on February 14.

BACKGROUND:

As we previously stated, on February 15, 1995, we removed No Further Remedial Action Planned (NFRAP) sites from the Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS) as follow-up to Administrator Browner's recent announcement on Brownfields.

On February 14, EPA provided each member of Congress a State listing of NFRAP sites removed from CERCLIS. (See attached copy of transmittal letter). The Regional Information Management Coordinators (IMCs) have been given instruction on accessing these lists. We have been working with your staffs and appreciate their excellent assistance in meeting these tight deadlines.



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ACTION REQUESTED:

We are aware that some Regions are in the process of discussing the NFRAP sites with their States. As we discussed during our recent meeting on Superfund Reforms, we encourage your continued dialogue with the States on this important issue. As the Administrator stated in her letter to Congress, "These NFRAP sites are being reviewed by the States in which they are located. The States will coordinate with EPA to determine if any sites should be returned to CERCLIS because of newly identified contamination problems at the site." We expect that this will be a routine process and will update CERCLIS periodically in concert with the Regions.

FOR MORE INFORMATION:

If you or your staff have any questions, please contact Mary Curtis (OERR - NFRAP/CERCLIS questions) at (703) 603-8882, Steve Caldwell (OERR- HSED availability of investigation information) (703) 603-9047, and Lori Boughton (OSRE -limits to liability) (703) 603-8959.

Attachments

cc: Information Management Coordinators
FOIA Coordinators
Superfund Branch Chiefs
Site Assessment Section Chiefs
Ika Joiner
Larry Reed
Tom Sheckells
Mike Cullen
Sam Coleman
Linda Boornazian
Sandra Connor
Mary Curtis
Steve Caldwell
Lori Boughton

PLEASE USE THIS REVISED LANGUAGE (February 13, 1995)

Attachment A

LANGUAGE TO BE INCLUDED IN CERCLIS FOIA REQUESTS

Enclosed is a copy of the Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS) as of----- (date to be included). CERCLIS is a list of potential and confirmed hazardous waste sites at which the Environmental Protection Agency (EPA) Superfund program has some involvement. CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

As of February 15, 1995, CERCLIS no longer includes sites which EPA has assessed and designated "No Further Remedial Action Planned" (NFRAP). A NFRAP designation means, to the best of the EPA's knowledge, Superfund completed its assessment at a site, and has determined no further steps to list this site on the NPL will be taken unless information indicating this decision was not appropriate or other considerations make a recommendation for listing appropriate at a later time. A NFRAP decision does not necessarily mean that there is no hazard associated with a given site; it means only that based upon available information, the location is not judged to be a potential NPL site.

Historically, even sites EPA classified as NFRAP were maintained in CERCLIS to document the evaluations took place at these sites, and to preclude the possibility they would be needlessly repeated in the future. This policy led to unintended barriers to the redevelopment of these properties and EPA decided to remove these sites from CERCLIS. NFRAP sites are archived as historical records so EPA does not needlessly repeat the investigations in the future. These NFRAP sites are being reviewed by the States in which they are located. The States will coordinate with EPA to determine if any sites should be returned to CERCLIS because of newly identified contamination problems at the site.

It is important to note the sites on CERCLIS and the NFRAP archived list will change as the sites are being investigated or if new information becomes available.

To obtain paper or diskette copies of the NFRAP archived List, contact the National Technical Information Service (NTIS), U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161. For telephone orders or further information on placing an order, call NTIS at (703) 487-4650 for regular service or (800) 533-NTIS for rush service. To access this document electronically for ordering or downloading via FedWorld, dial (703) 321-8020 with a modem or Telenet fedworld.gov. For technical assistance to access Fed World, call (703) 487-4608.